

CONGRESSIONAL RECORD.

PROCEEDINGS AND DEBATES OF THE FIFTY-SEVENTH CONGRESS.

SECOND SESSION.

SENATE.

MONDAY, December 1, 1902.

The first Monday of December being the day prescribed by the Constitution of the United States for the annual meeting of Congress, the second session of the Fifty-seventh Congress commenced this day.

The Senate assembled in its Chamber at the Capitol.

The PRESIDENT pro tempore (Mr. WILLIAM P. FRYE, a Senator from the State of Maine) took the chair and called the Senate to order at 12 o'clock noon.

PRAYER.

Rev. F. J. PRETTYMAN, of the city of Washington, offered the following prayer:

Almighty God, our Heavenly Father, at the threshold of the solemn duties of this time and place we bow reverently before Thee and lift up our hearts to Thy throne. As the representatives of the nation we make humble acknowledgment of our sense of gratitude to Thee for Thy marvelous goodness to us. Thou hast kept us in the hollow of Thy hand. The generous earth has yielded the fruits in their season; the elements have been kind; the people enjoy domestic tranquillity; peace abounds. In all that gives meaning to life, in all that inspires hope, in all that establishes government, and in all that gives dignity to office and honor to authority, we recognize Thy purpose in us as a chosen people.

Now we pray that Thou wouldst look upon us in Thy mercy. Grant that more and more we may be conscious of the Divine guidance. We pray that where authority is exercised it may be by Thy consent; where counsel is taken it may be under Thine own direction; where power is used it may be chastened and sanctified by Thy grace.

Let Thy blessings be upon Thy servants in this honorable Senate. Give to them a sense of the Divine power. Rule through them in the execution of Thine own righteous will. We ask for Christ's sake. Amen.

SENATORS PRESENT.

The PRESIDENT pro tempore. The Secretary will call the roll of the Senate.

The Secretary called the roll, and the following Senators answered to their names:

From the State of—

Alabama—John T. Morgan and Edmund W. Pettus.

Arkansas—James H. Berry and James K. Jones.

California—Thomas R. Bard and George C. Perkins.

Colorado—Thomas M. Patterson.

Connecticut—Orville H. Platt.

Florida—Stephen R. Mallory.

Georgia—Augustus O. Bacon and Alexander S. Clay.

Idaho—Fred T. Dubois and Henry Heitfeld.

Illinois—Shelby M. Cullom and William E. Mason.

Indiana—Albert J. Beveridge and Charles Warren Fairbanks.

Iowa—William B. Allison and Jonathan P. Dolliver.

Kansas—Joseph R. Burton.

Kentucky—Joseph C. S. Blackburn.

Louisiana—Murphy J. Foster and Samuel Douglas McEnery.

Maine—William P. Frye and Eugene Hale.

Maryland—Louis E. McComas and George L. Wellington.

Massachusetts—George F. Hoar and Henry Cabot Lodge.

Michigan—Julius C. Burrows.

Minnesota—Knut Nelson.

Missouri—Francis M. Cockrell and George G. Vest.

Montana—Paris Gibson.

Nebraska—Charles H. Dieftrich and Joseph H. Millard.

Nevada—William M. Stewart.

New Hampshire—Henry E. Burnham and Jacob H. Gallinger.

New Jersey—John F. Dryden and John Kean.

New York—Chauncey M. Depew and Thomas C. Platt.

North Carolina—Jeter C. Pritchard and Furnifold McL. Simmons.

North Dakota—Henry C. Hansbrough and Porter J. McCumber.

Ohio—Joseph B. Foraker and Marcus A. Hanna.

Oregon—John H. Mitchell.

Pennsylvania—Boies Penrose and Matthew S. Quay.

Rhode Island—Nelson W. Aldrich and George P. Wetmore.

South Carolina—John L. McLaurin and Benjamin R. Tillman.

South Dakota—Robert J. Gamble and A. B. Kittredge.

Tennessee—Edward W. Carmack.

Texas—Joseph W. Bailey.

Utah—Thomas Kearns.

Vermont—William P. Dillingham and Redfield Proctor.

Virginia—John W. Daniel and Thomas S. Martin.

Washington—Addison G. Foster.

West Virginia—Stephen B. Elkins and Nathan B. Scott.

Wisconsin—Joseph V. Quarles.

Wyoming—Francis E. Warren.

The PRESIDENT pro tempore. Senators, 70 Senators have responded to their names. There is a quorum present, and the Senate is ready for the transaction of business.

NOTIFICATION TO THE HOUSE.

Mr. HALE submitted the following resolution; which was considered by unanimous consent, and agreed to:

Resolved, That the Secretary inform the House of Representatives that a quorum of the Senate is assembled and that the Senate is ready to proceed to business.

NOTIFICATION TO THE PRESIDENT.

Mr. PLATT of Connecticut submitted the following resolution; which was considered by unanimous consent, and agreed to:

Resolved, That a committee consisting of two Senators be appointed, to join such committee as may be appointed by the House of Representatives, to wait upon the President of the United States and inform him that a quorum of each House is assembled and that Congress is ready to receive any communication he may be pleased to make.

By unanimous consent, the President pro tempore was authorized to appoint the committee on the part of the Senate; and Mr. PLATT of Connecticut and Mr. JONES of Arkansas were appointed.

HOOR OF MEETING.

Mr. CULLOM submitted the following resolution; which was considered by unanimous consent, and agreed to:

Resolved, That the hour of daily meeting of the Senate be 12 o'clock meridian until otherwise ordered.

DEATH OF SENATOR JAMES M'MILLAN.

Mr. BURROWS. Mr. President, it becomes my painful duty to formally announce to the Senate the death of my esteemed colleague, the Hon. JAMES MCMILLAN. He took leave of this life on the 10th day of August last, from his summer residence by the sea, at Manchester, Mass., where he had repaired at the close of the last session of Congress for rest and recuperation.

His death was as sudden as it was unexpected. Only the day previous he was in usual health and spirits, participating in the sports of the field, to which he was devoted. But a sudden indisposition reminded him of the enfeebled condition of his heart, which had existed for some years, and admonished him to desist from further physical exertion. Retiring to his residence, with rest and medical assistance, he soon recovered his normal condition and spent the evening with his family and friends in that delightful social intercourse which gave such a charm to his home life. Later in the evening, however, there came a recurrence of the disorder so serious and persistent as to baffle the skill of physicians, and at 4 o'clock on the Sabbath morning of August 10 "the silver cord was loosed" and his spirit freed.

In his death the State of Michigan has suffered an irreparable loss, and the Senate will miss a wise counselor and painstaking legislator. But I am aware, Mr. President, that this is not the time for eulogy. On some future occasion I hope for the opportunity to pay, with other Senators, a fitting tribute to his memory. For the present I offer the following resolutions, and I ask their immediate consideration.

The PRESIDENT pro tempore. The Senator from Michigan offers resolutions, which will be read to the Senate.

The Secretary read the resolutions, as follows:

Resolved, That the Senate has heard with profound sorrow of the death of the Hon. JAMES McMILLAN, late a Senator from the State of Michigan.

Resolved, That the Secretary communicate a copy of these resolutions to the House of Representatives.

Resolved, That as a further mark of respect to the memory of the deceased, the Senate do now adjourn.

The resolutions were considered by unanimous consent, and unanimously agreed to; and (at 12 o'clock and 14 minutes p. m.) the Senate adjourned until to-morrow, Tuesday, December 2, 1902, at 12 o'clock m.

HOUSE OF REPRESENTATIVES.

MONDAY, December 1, 1902.

This being the day fixed by the Constitution of the United States for the annual meeting of the Congress of the United States, the House of Representatives of the Fifty-seventh Congress met in its Hall at 12 o'clock m. for the second regular session; and was called to order by the Speaker, Hon. DAVID B. HENDERSON, a Representative from the State of Iowa.

Prayer was offered as follows by the Chaplain of the House, Rev. HENRY N. COUDEN, D. D.:

Infinite and Eternal Spirit, God, our Heavenly Father, we approach Thee with profound gratitude and unfeigned love, mindful of that overruling Providence which has shaped and guided the progress of our nation through all the shifting scenes and vicissitudes of the past; and we most fervently pray that Thou wilt continue to uphold and protect us, that our sacred institutions may be preserved unsullied to all generations, that the emblem of liberty and Union may float on in triumph forever, that the coming of Thy kingdom may be hastened in all the earth. To this end let Thy blessing descend in full measure upon our President and his advisers, the Congress now convened, and upon the judicial department, that in all these branches Thy will may be done and righteousness, peace, and prosperity prevail, to the honor and glory of Thy holy name.

And now, O God, quicken by Thy spirit the mind and heart of him who presides over this body, that with unbiased judgment he may rule with justice and equity, and inspire each member with patriotic zeal and religious fervor that he may "render unto Caesar the things that are Caesar's and unto God the things that are God's."

With our hearts deeply touched by the vacant seats, we fervently pray for the colleagues, friends, and families left desolate, that Thy comforting arms may be about them, that the star of hope may shine in their hearts and enable them to look beyond the veil, where in brighter realms they shall meet their loved ones to dwell forever in their presence. And thine be the praise and the glory. Through Jesus Christ our Lord. Amen.

CALL OF THE ROLL.

The SPEAKER. The Clerk will call the roll.

The Clerk proceeded to call the roll of members by States; and the following-named members answered:

ALABAMA.

George W. Taylor.
Aristo A. Wiley.
Henry D. Clayton.
Charles W. Thompson.

John H. Bankhead.
John L. Burnett.
William Richardson.
Oscar W. Underwood.

ARKANSAS.

Philip D. McCulloch.
John S. Little.

Hugh A. Dinsmore.
Stephen Brundidge, jr.

CALIFORNIA.

Frank L. Coombs.
Victor H. Metcalf.

Eugene F. Loud.
James C. Needham.

COLORADO.

John C. Bell.

E. Stevens Henry.
Nehemiah D. Sperry.

Stephen M. Sparkman.

Rufus E. Lester.
James M. Griggs.
Elijah B. Lewis.
William C. Adamson.
Leonidas F. Livingston.

James R. Mann.
John J. Feely.
Henry S. Boutell.
George E. Foss.
Albert J. Hopkins.
Robert R. Hitt.
George W. Prince.
Walter Reeves.
Joseph G. Cannon.

James A. Hemenway.
William T. Zenor.
Francis M. Griffith.
Jesse Overstreet.
George W. Cromer.

Thomas Hedge.
David B. Henderson.
Gilbert N. Haugen.
Robert G. Cousins.
John F. Lacey.

Charles F. Scott.
Charles Curtis.
Justin D. Bowersock.
James M. Miller.

Charles K. Wheeler.
Henry D. Allen.
McKenzie Moss.
David H. Smith.
Harvey S. Irwin.

Amos L. Allen.
Charles E. Littlefield.

Frank C. Wachter.
Charles R. Schirm.

George P. Lawrence.
Frederick H. Gillett.
Ernest W. Roberts.
Samuel W. McCall.
Joseph A. Conry.

Henry C. Smith.
Washington Gardner.
William Alden Smith.
Samuel W. Smith.
Edgar Weeks.

James A. Tawney.
Fred C. Stevens.
Loren Fletcher.

Ezekiel S. Candler, jr.
Thomas Spight.
Andrew F. Fox.

James T. Lloyd.
William W. Rucker.
John Dougherty.
Charles F. Cochran.
William S. Cowherd.
David A. De Armond.

Elmer J. Burkett.
David H. Mercer.

Cyrus A. Sulloway.

Henry C. Loudenslager.
John J. Gardner.
Benjamin F. Howell.
James F. Stewart.

Frederic Storm.
John J. Fitzgerald.
Harry A. Hanbury.
George H. Lindsay.
Montague Lessler.
Thomas J. Creamer.
Henry M. Goldfogle.
George B. McClellan.
William H. Douglas.
Jacob Ruppert, jr.
Cornelius A. Pugsley.
John H. Ketcham.
George N. Southwick.

John H. Small.
Charles R. Thomas.
William W. Kitchin.

CONNECTICUT.

Ebenezer J. Hill.

DELAWARE.

L. Heister Ball.

FLORIDA.

Robert W. Davis.

GEORGIA.

Charles L. Bartlett.
John W. Maddox.
William H. Fleming.
William G. Brantley.

ILLINOIS.

Vespasian Warner.
Joseph V. Graff.
J. Ross Mickey.
Thomas J. Selby.
Ben F. Caldwell.
James R. Williams.
Frederick J. Kern.
George W. Smith.

INDIANA.

Charles B. Landis.
Edgar D. Crumppacker.
George W. Steele.
James M. Robinson.

IOWA.

John A. T. Hull.
William P. Hepburn.
Walter I. Smith.
James P. Conner.
Lot Thomas.

KANSAS.

Wm. A. Calderhead.
William A. Reeder.
Chester I. Long.

KENTUCKY.

D. Linn Gooch.
South Trimble.
George G. Gilbert.
James N. Kehoe.
Vincent Boreing.

LOUISIANA.

Robert F. Broussard.

MAINE.

Edwin C. Burleigh.
Llewellyn Powers.

MARYLAND.

Sydney E. Mudd.
George A. Pearre.

MASSACHUSETTS.

Henry F. Naphen.
Samuel L. Powers.
William C. Lovering.
William S. Greene.

MICHIGAN.

Joseph W. Fordney.
Roswell P. Bishop.
Henry H. Aplin.
Archibald B. Darragh.
Carlos D. Shelden.

MINNESOTA.

Page Morris.
Frank M. Eddy.

MISSISSIPPI.

Frank A. McLain.
Charles E. Hooker.

MISSOURI.

James Cooney.
Champ Clark.
Richard Bartholdt.
Charles F. Joy.
Edward Robb.
Macenas E. Benton.

NEBRASKA.

William L. Stark.

NEW HAMPSHIRE.

Frank D. Currier.

NEW JERSEY.

Richard Wayne Parker.
Allan L. McDermott.
Charles N. Fowler.

NEW YORK.

Lucius N. Littauer.
Louis W. Emerson.
Charles L. Knapp.
James S. Sherman.
Michael E. Driscoll.
Serenio E. Payne.
Charles W. Gillet.
James W. Wadsworth.
James Breck Perkins.
William H. Ryan.
De Alva S. Alexander.
Edward B. Vreeland.

NORTH CAROLINA.

John D. Bellamy.
Theodore F. Kluttz.
Spencer Blackburn.

OHIO.

William B. Shattuc.
Jacob H. Bromwell.
Robert M. Nevin.
John S. Snook.
Charles Q. Hildebrandt.
Thomas B. Kyle.
James H. Southard.
Stephen Morgan.
Charles H. Grosvenor.

Emmett Tompkins.
William W. Skiles.
Henry C. Van Voorhis.
Joseph J. Gill.
John W. Cassingham.
Robert W. Taylor.
Charles Dick.
Jacob A. Beidler.
Theo. E. Burton.

OREGON.

Malcolm A. Moody.

PENNSYLVANIA.

Galusha A. Grow.
Henry H. Bingham.
Henry Burk.
James R. Young.
Thomas S. Butler.
Howard Mutchler.
Henry D. Green.
H. Burd Cassel.
William Connell.
Henry W. Palmer.
Marlin E. Olmsted.
Charles Fred. Wright.

Elias Deemer.
Thaddeus M. Mahon.
Robert J. Lewis.
Alvin Evans.
Summers M. Jack.
John Dalzell.
William H. Graham.
Ernest F. Acheson.
Joseph B. Showalter.
Arthur L. Bates.
Joseph C. Sibley.
James K. P. Hall.

RHODE ISLAND.

Melville Bull.

SOUTH CAROLINA.

William Elliott.
Asbury C. Latimer.

Joseph T. Johnson.
A. F. Lever.

SOUTH DAKOTA.

Charles H. Burke.

Eben W. Martin.

TENNESSEE.

Walter P. Brownlow.
Henry R. Gibson.
John A. Moon.
James D. Richardson.
John W. Gaines.

Lemuel P. Padgett.
Thatus W. Sims.
Rice A. Pierce.
Malcolm R. Patterson.

TEXAS.

Sam B. Cooper.
Choice B. Randell.
Dudley G. Wooten.
Robert L. Henry.

Samuel W. T. Lanham.
Albert S. Burleson.
George F. Burgess.
John H. Stephens.

UTAH.

George Sutherland.

VERMONT.

David J. Foster.

Kittredge Haskins.

VIRGINIA.

William A. Jones.
Harry L. Maynard.
John Lamb.
Francis R. Lassiter.
Claude A. Swanson.

James Hay.
John F. Rixey.
William F. Rhea.
Henry D. Flood.

WASHINGTON.

Wesley L. Jones.

WEST VIRGINIA.

Blackburn B. Dovenor.
Alston G. Dayton.

Joseph Holt Gaines.
James A. Hughes.

WISCONSIN.

Henry A. Cooper.
Herman B. Dahle.
Joseph W. Babcock.
Theobald Otjen.
Samuel S. Barney.

James H. Davidson.
John J. Esch.
Edward S. Minor.
Webster E. Brown.
John J. Jenkins.

The following-named Delegates from Territories also responded as present:

ARIZONA.

Mark A. Smith.

NEW MEXICO.

Bernard S. Rodey.

OKLAHOMA.

Dennis T. Flynn.

The SPEAKER (at the conclusion of the roll call). The roll call shows the presence of a quorum.

RESIGNATIONS OF MEMBERS.

The SPEAKER laid before the House resignations of members of the House; which were read, as follows:

NORWICH, N. Y., September 25, 1902.

To the governor and to the secretary of state of New York; and also to the Speaker and Clerk of the House of Representatives of the United States of America:

I have resigned and hereby do resign my position and office as Representative in the Fifty-seventh Congress of the United States in and for the Twenty-sixth Congressional district of the State of New York.

Most respectfully,

GEO. W. RAY,

As Representative in the Fifty-seventh Congress of the United States in and for the Twenty-sixth Congressional District of the State of New York.

HOUSE OF REPRESENTATIVES,
Washington, November 29, 1902.

HON. DAVID B. HENDERSON,
Speaker of the House of Representatives, Washington, D. C.

DEAR SIR: I hereby resign as a member of the House of Representatives in the Fifty-seventh Congress of the United States.

Very respectfully,

J. K. P. HALL,

Twenty-eighth District of Pennsylvania.

The SPEAKER. These resignations will be entered on the Journal.

MESSAGE FROM THE SENATE.

A message from the Senate, by Mr. PARKINSON, its reading clerk, announced that the Senate had passed the following resolutions:

Resolved, That the Secretary inform the House of Representatives that a quorum of the Senate is assembled and that the Senate is ready to proceed to business.

Also—

Resolved, That a committee consisting of two Senators be appointed to join such committee as may be appointed by the House of Representatives to wait upon the President of the United States and inform him that a quorum of each House is assembled and that Congress is ready to receive any communication he may be pleased to make.

The message also announced that, in compliance with the foregoing, the President pro tempore had appointed as said committee Mr. PLATT of Connecticut and Mr. JONES of Arkansas.

The message further announced the adoption of the following resolutions:

Resolved, That the Senate has heard with profound sorrow of the death of Hon. JAMES McMILLAN, late a Senator from the State of Michigan.

Resolved, That the Secretary communicate a copy of these resolutions to the House of Representatives.

Resolved, That as a further mark of respect to the memory of the deceased, the Senate do now adjourn.

SWEARING IN OF MEMBERS-ELECT.

The SPEAKER. Any members present with credentials, who have not been sworn in, will step forward, and their credentials will be read.

The credentials of Hon. Frank B. Brandegee, member-elect from the Third Congressional district of Connecticut; of Hon. James J. Butler, member-elect from the Twelfth Congressional district of Missouri; of Hon. Alexander Billmeyer, member-elect from the Seventeenth Congressional district of Pennsylvania; of Hon. Augustus P. Gardner, member-elect from the Sixth Congressional district of Massachusetts, and of Hon. Carter Glass, member-elect from the Sixth Congressional district of Virginia, were read; and thereupon Mr. Brandegee, Mr. Butler of Missouri; Mr. Billmeyer, Mr. Gardner of Massachusetts, and Mr. Glass were duly qualified by taking the oath prescribed by law.

Mr. PAYNE. Mr. Speaker, at the last general election in the State of New York, Mr. John W. Dwight was elected to fill the vacancy caused by the resignation of Hon. George W. Ray, from the Twenty-sixth district of New York. There is no question about the election of Mr. Dwight by a large majority; but under our laws the State canvassers have not yet met, and Mr. Dwight has not yet his certificate of election. Under the circumstances I ask unanimous consent that he now be sworn in as a member. I understand that there are other gentlemen in behalf of whom a similar request is to be made.

Mr. RICHARDSON of Tennessee. I understand the gentleman from New York [Mr. PAYNE] to state that there is no contest in this case.

Mr. PAYNE. There is no contest or controversy over the election.

Mr. McCLELLAN. I believe there is another gentleman from New York to be sworn in under similar circumstances—the gentleman elected to fill the vacancy caused by the death of Hon. Amos J. Cummings.

Mr. PAYNE. If that gentleman is present—I do not know whether he is or not—I request that he also be sworn in.

Mr. McCLELLAN. I am informed that he is not here now.

Mr. LANHAM. Mr. Speaker, at a special election held November 4, Hon. J. G. Russell was elected to fill the vacancy occasioned by the death of Hon. R. C. De Graffenreid, and on the 15th of November a special election was held to fill the vacancy occasioned by the death of Hon. John L. Sheppard, and Hon. Morris Sheppard was elected to fill that vacancy. Under our law the certificates of election have not yet been issued by the governor of Texas. There is no question, however, that the two gentlemen named have been elected. There is no contest in either case, and I am informed the governor of my State has telegraphed the Speaker of this House to the effect that these gentlemen have been elected to fill the respective vacancies. I therefore ask unanimous consent that these two gentlemen, Mr. Sheppard and Mr. Russell, be now sworn in as members of the House of Representatives.

The SPEAKER. Before submitting the request for unanimous consent the Chair will ask to have read a telegram received from Governor Sayers, of Texas.

The Clerk read as follows:

AUSTIN, TEX., November 30, 1902.

The Hon. SPEAKER OF THE HOUSE OF REPRESENTATIVES,
Washington, D. C.:

Entirely reliable information reaches me that at an election regularly held, Morris Sheppard, a citizen of Bowie County, Tex., has been elected to succeed John L. Sheppard, who was a Representative in the Fifty-seventh Congress from the Fourth Congressional district of Texas, and is now deceased, and that J. G. Russell, a citizen of Smith County, Tex., has been elected to succeed R. C. De Graffenreid, who was a Representative in said Congress from the Third Congressional district, and is now deceased. Both gentlemen received large majorities in their respective districts, and there is no

contest pending as to either. Under the law of this State official returns of the election can not be opened and counted until after the expiration of forty days from the date of the election.

JOSEPH D. SAYERS,
Governor of Texas.

The SPEAKER. If there is no objection these two requests—that of the gentleman from New York [Mr. PAYNE] and that of the gentleman from Texas [Mr. LANHAM]—will be submitted at one time. [A pause.] The Chair hears no objection. Is there objection to the swearing in of Mr. Dwight of New York and Mr. Russell and Mr. Sheppard of Texas? [A pause.] The Chair hears no objection. The gentlemen will step forward and take the oath of office.

Mr. LANHAM. Mr. Russell is not now present; he will be here, I understand, to-morrow.

The SPEAKER. He will be sworn in when he appears.

Mr. John W. Dwight, a member-elect from the Twenty-sixth district of New York, and Mr. Morris Sheppard, a member-elect from the Fourth district of Texas, were duly qualified by taking the oath prescribed by law.

CARTER GLASS.

Mr. TAYLER of Ohio. Mr. Speaker, I offer the following privileged resolution, which I will send to the desk and ask to have read.

The Clerk read as follows:

Resolved, That the credentials this day presented by Carter Glass, esq., as Representative in the Fifty-seventh Congress from the Sixth district of Virginia be, and they are hereby, referred to Committee on Elections No. 1, with direction to inquire and report with all convenient speed, whether they are based upon returns of a lawful election for members of Congress, held in Virginia, November 4, 1902, and upon what character of registration lists, and under color of what constitution or ordinances said election was held; and whether at said election the right of franchise was accorded to all citizens of Virginia alike, without regard to race or color; and whether any citizens of the United States who were entitled to vote for members of Congress at said election were, under color of any constitution, law, statute, or ordinance, unlawfully deprived of their rights, privileges, and immunities secured to them under the Constitution and laws.

Resolved, That said committee be empowered to hold its sessions at such times and places in or out of the State of Virginia as to it may seem best, and to summon before it and examine any and all persons and papers which it may deem necessary to the investigation hereby provided for, and to employ such stenographers and clerks as may be necessary to perform its business; and the expenses of such inquiry and investigation shall be paid out of the contingent fund of the House on the voucher of the chairman of said committee.

Mr. RICHARDSON of Tennessee. Mr. Speaker, I desire to make a point of order. This is not a privileged resolution and must be referred under the rule.

Mr. TAYLER of Ohio. Mr. Speaker, I would state that I ask no action on this resolution, but that it be referred to Elections Committee No. 1.

The SPEAKER. The gentleman from Ohio states that he asks no action on this resolution, except that it be referred to Elections Committee No. 1. The gentleman from Tennessee states that he desires to make a point of order.

Mr. RICHARDSON of Tennessee. It should go to the committee.

The SPEAKER. This will be referred to Elections Committee No. 1, without objection.

Mr. RICHARDSON of Tennessee. Mr. Speaker, may I ask to what committee the resolution is to be referred?

The SPEAKER. Elections Committee No. 1.

Mr. RICHARDSON of Tennessee. I do not know that there is any advantage sought to be obtained by this reference, but I am informed that Virginia contests went to some other committee. They went to Committee No. 3, as I am informed.

Mr. TAYLER of Ohio. Mr. Speaker, I will say to the gentleman from Tennessee that the Committee on Elections No. 1 will only consider the propriety of the adoption of this resolution, and if there is any intimation from the other side of a desire that the resolution should go to another committee it will be so referred.

Mr. RICHARDSON of Tennessee. There is no objection to its going to Committee No. 1, as I am informed.

NOTIFICATION TO THE PRESIDENT.

Mr. BINGHAM. Mr. Speaker, I submit the following resolution, which I will send to the desk and ask to have read.

The Clerk read as follows:

Resolved, That a committee of three members be appointed on the part of the House to join the committee appointed by the Senate to wait upon the President and inform him that a quorum of the two Houses has assembled and that Congress is ready to receive any communication he may have to make.

The SPEAKER. The question is on agreeing to the resolution. The question was taken; and the resolution was agreed to.

The Chair announced the following gentlemen as members of said committee:

Mr. BINGHAM of Pennsylvania, Mr. HITT of Illinois, and Mr. RICHARDSON of Tennessee.

NOTIFICATION TO THE SENATE.

Mr. CANNON. Mr. Speaker, I offer the following resolution, which I will send to the desk and ask to have read.

The Clerk read as follows:

Resolved, That the Clerk of the House inform the Senate that a quorum of the House of Representatives has appeared, and that the House is ready to proceed to business.

The SPEAKER. The question is on agreeing to the resolution.

The question was taken, and the resolution agreed to.

HOOR OF DAILY MEETING.

Mr. DALZELL. Mr. Speaker, I offer the following resolution, which I will send to the desk and ask to have read.

The Clerk read as follows:

Resolved, That until otherwise ordered the hour of daily meeting of the House of Representatives shall be 12 o'clock meridian.

The SPEAKER. The question is on agreeing to the resolution. The question was taken, and the resolution agreed to.

LEAVE OF ABSENCE.

By unanimous consent, leave of absence was granted as follows:

To Mr. FLANAGAN, indefinitely, on account of sickness.

To Mr. NEVILLE, for twenty days, on account of sickness.

To Mr. HAMILTON, indefinitely, on account of illness.

To Mr. MORRELL, for one hour, on account of death of friends.

To Mr. GLENN, for three days, on account of illness.

To Mr. KLEBERG, indefinitely, on account of important business.

To Mr. KAHN, indefinitely, on account of important business.

To Mr. KNOX, for one week, on account of important business.

DEATH OF REPRESENTATIVE CHARLES A. RUSSELL.

Mr. BRANDEGEE. Mr. Speaker, it becomes my sad duty to announce to the House the death of my predecessor, Hon. CHARLES ADDISON RUSSELL, of Killingly, Conn. He died at his home on the 23d day of October, 1902. I do not at this time desire to enter upon any extended remarks upon that most unfortunate event. At some future time I shall ask the House to name a day when proper and customary tribute of respect to his memory may be paid.

At this time, as supplementing what I have said, I offer the following resolutions, which I will send to the desk and ask to have read.

The Clerk read as follows:

Resolved, That the House has heard with deep regret and profound sorrow of the death of Hon. CHARLES A. RUSSELL, late a Representative from the State of Connecticut.

Resolved, That the Clerk of the House communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

Resolved, That as a further mark of respect, the House do now adjourn.

The SPEAKER. The question is on agreeing to the resolutions. The question was taken; and the resolutions were agreed to.

Accordingly, in pursuance of the resolution, at 12 o'clock and 50 minutes the House adjourned.

EXECUTIVE COMMUNICATIONS.

Under clause 2 of Rule XXIV, the following executive communications were taken from the Speaker's table and referred as follows:

A letter from the Secretary of the Smithsonian Institution, transmitting a detailed statement of the expenditures of the Smithsonian Institution under certain appropriations for the year ending June 30, 1902—to the Committee on Appropriations, and ordered to be printed.

A letter from the Civil Service Commissioners, transmitting a response to the inquiry of the House in relation to the appointment to office of persons who have ranked No. 1 in civil-service examinations—to the Committee on Reform in the Civil Service, and ordered to be printed.

A letter from the Acting Secretary of the Treasury, transmitting a recommendation for a new relief light-vessel in the Third light-house district—to the Committee on Interstate and Foreign Commerce, and ordered to be printed.

A letter from the Acting Secretary of the Treasury, relating to the selection of a site for a light-house on the ledges called "The Graves," in Boston Harbor—to the Committee on Interstate and Foreign Commerce, and ordered to be printed.

A letter from the Sergeant-at-Arms of the House, transmitting a list of the property in his charge on December 1, 1902—to the Committee on Accounts, and ordered to be printed.

A letter from the Sergeant-at-Arms of the House, transmitting an account of the receipts and disbursements of his office—to the Committee on Accounts, and ordered to be printed.

A letter from the Secretary of the Treasury, transmitting a report of the expenditures of the contingent fund of his Department—to the Committee on Expenditures in the Treasury Department, and ordered to be printed.

A letter from the Clerk of the House, submitting the report required by law as to the number of employees, their compensation, etc., and the accounts of expenditures of the contingent fund, balance of the stationery account, etc.—to the Committee on Accounts, and ordered to be printed.

A letter from the Comptroller of the Currency, transmitting his annual report for the year 1902—to the Committee on Banking and Currency, and ordered to be printed.

A letter from the Librarian of Congress, transmitting his annual report—to the Committee on the Library, and ordered to be printed.

A letter from the Commissioner of Fish and Fisheries, transmitting statement of expenditures in his department during the fiscal year ended June 30, 1902—to the Committee on Appropriations, and ordered to be printed.

CHANGE OF REFERENCE.

Under clause 2 of Rule XXII, the Committee on Invalid Pensions was discharged from the consideration of the bill (H. R. 12575) granting an increase of pension to Edward A. Branham, of Alexandria, Va., and the same was referred to the Committee on Pensions.

PUBLIC BILLS, RESOLUTIONS, AND MEMORIALS.

Under clause 3 of Rule XXII, bills, resolutions, and memorials of the following titles were introduced and severally referred, as follows:

By Mr. CONNELL: A bill (H. R. 15364) for the purchase of a site and erection of a public building thereon at Carbondale, Pa.—to the Committee on Public Buildings and Grounds.

By Mr. BROWNLOW: A bill (H. R. 15365) to provide for the erection of a public building at Johnson City, Tenn.—to the Committee on Public Buildings and Grounds.

By Mr. RIXEY: A bill (H. R. 15366) to forbid distilleries in local option communities—to the Committee on Ways and Means.

Also, a bill (H. R. 15367) to amend paragraph 33 of section 7 of "An act making appropriations for the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes"—to the Committee on the District of Columbia.

By Mr. LOVERING: A bill (H. R. 15368) to encourage the sale and exportation of articles of domestic manufacture—to the Committee on Ways and Means.

By Mr. BROWNLOW: A bill (H. R. 15369) to create in the Department of Agriculture a bureau to be known as the Bureau of Public Roads, and to provide for a system of national, State, and local cooperation in the permanent improvement of the public highways—to the Committee on Agriculture.

By Mr. JENKINS: A bill (H. R. 15370) to amend an act entitled "An act to amend an act entitled 'An act relating to tax sales and taxes in the District of Columbia,'" approved May 13, 1892—to the Committee on the District of Columbia.

By Mr. GAINES of Tennessee: A bill (H. R. 15371) to remove the duty on coal—to the Committee on Ways and Means.

By Mr. CANNON: A bill (H. R. 15372) to provide for the payment of the expenses and compensation of the Anthracite Coal Strike Commission appointed by the President of the United States at the request of certain coal operators and miners—to the Committee on Appropriations.

By Mr. HENRY C. SMITH: A bill (H. R. 15373) to amend the tariff act of 1897, and so forth—to the Committee on Ways and Means.

By Mr. SCOTT: A bill (H. R. 15374) to provide for the purchase of a site and the erection of a public building thereon at Iola, in the State of Kansas—to the Committee on Public Buildings and Grounds.

By Mr. JOY: A bill (H. R. 15375) to punish frauds at elections of Representatives and Delegates in Congress, and for other purposes—to the Committee on Election of President, Vice-President, and Representatives in Congress.

By Mr. BURTON: A bill (H. R. 15376) for a light-house and fog signal on Rock of Ages, Lake Superior—to the Committee on Interstate and Foreign Commerce.

Also, a bill (H. R. 15377) for a light-house and fog signal on Middle Island, Lake Huron—to the Committee on Interstate and Foreign Commerce.

By Mr. SCOTT: A bill (H. R. 15378) to erect a monument in memory of the Union soldiers who are interred in the national cemetery at Fort Scott, Kans.—to the Committee on Military Affairs.

By Mr. PEARRE: A bill (H. R. 15379) directing the Commissioners of the District of Columbia to refund certain moneys received by the collector of taxes of the said District—to the Committee on the District of Columbia.

By Mr. MUDD: A bill (H. R. 15380) to amend sections 415 and 523 of the act approved July 24, 1897, entitled "An act to provide revenue for the Government and to encourage the industries of the United States"—to the Committee on Ways and Means.

By Mr. BISHOP: A bill (H. R. 15381) to amend an act entitled "An act to increase the limit of cost of certain public buildings, to authorize the erection and completion of public buildings, and for other purposes," approved June 6, 1902—to the Committee on Public Buildings and Grounds.

By Mr. NAPHEN: A bill (H. R. 15382) to remove the import duty on anthracite, bituminous, and shale coal, and on every other quality and description of coal, including coke and coal slack or culm—to the Committee on Ways and Means.

By Mr. HEPBURN: A bill (H. R. 15383) to enforce the anti-trust laws of the United States—to the Committee on the Judiciary.

By Mr. SNOOK: A bill (H. R. 15384) in relation to testimony in cases or proceedings under or connected with an act entitled "An act to protect trade and commerce against unlawful restraint and monopolies, approved July 2, 1890, and amendments thereto"—to the Committee on the Judiciary.

By Mr. FEELY: A joint resolution (H. J. Res. 211) proposing an amendment to the Constitution of the United States granting to Congress the power to establish uniform laws on the subject of divorces throughout the United States—to the Committee on the Judiciary.

By Mr. HENRY C. SMITH: A joint resolution (H. J. Res. 212) proposing an amendment to the Constitution of the United States conferring power on Congress to define, regulate, prohibit, and dissolve trusts, monopolies, and so forth—to the Committee on the Judiciary.

By Mr. BURLEIGH: A joint resolution (H. J. Res. 213) authorizing the Secretary of the Treasury to acquire additional land for the enlargement of the post-office building in the city of Augusta, Me.—to the Committee on Public Buildings and Grounds.

By Mr. MANN: A joint resolution (H. J. Res. 214) declaring the tunnels under the Chicago River in the city of Chicago obstructions to navigation—to the Committee on Interstate and Foreign Commerce.

By Mr. HEPBURN: A concurrent resolution (H. C. Res. 60) directing the Secretary of the Treasury to transmit to Congress statement of appropriations and expenditures—to the Committee on Appropriations.

By Mr. ALLEN of Maine: A resolution (H. Res. 338) to pay the mother of Samuel H. Harrison, late an employee in the Clerk's office of the House, a sum equal to six months' pay and a further sum, not exceeding \$250, for expenses of sickness and burial—to the Committee on Accounts.

By Mr. MOODY of Oregon: Memorial of the legislative assembly of the State of Oregon, asking Congress for aid in holding a centennial exposition in honor of the Lewis and Clarke expedition to the Pacific coast—to the Committee on Industrial Arts and Expositions.

Also, memorial of the legislative assembly of the State of Oregon, making application to Congress for the submission of an amendment to the Constitution of the United States making United States Senators elective by popular vote—to the Committee on Election of President, Vice-President, and Representatives in Congress.

PRIVATE BILLS, ETC.

Under clause 1 of Rule XXII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. ADAMS: A bill (H. R. 15385) for the relief of Alfred J. Sellers—to the Committee on Invalid Pensions.

By Mr. ALLEN of Maine: A bill (H. R. 15386) granting a pension to Mary J. Cleaves, widow of George S. McCarrison—to the Committee on Invalid Pensions.

By Mr. BELL: A bill (H. R. 15387) granting an increase of pension to Lot Van Nordstrand—to the Committee on Invalid Pensions.

By Mr. BROWNLOW: A bill (H. R. 15388) for the relief of the heirs of Margaret Kennedy—to the Committee on Claims.

Also, a bill (H. R. 15389) for the relief of Emma H. Worley, widow, and the heirs at law of Nathaniel T. Worley, deceased—to the Committee on Claims.

Also, a bill (H. R. 15390) granting a pension to Pleasant P. Bates, Company F, First Tennessee Volunteer Cavalry—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15391) granting a pension to Margaret Cotter, widow of John A. Cotter, Company B, Second Tennessee Volunteer Cavalry—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15392) granting a pension to M. I. Burton, widow of Thomas Burton—to the Committee on Pensions.

Also, a bill (H. R. 15393) granting an increase of pension to Alwilda A. Wheeler—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15394) to correct the military record of Thomas Ownby—to the Committee on Military Affairs.

By Mr. BULL: A bill (H. R. 15395) to place C. J. MacConnell, chief engineer, United States Navy, retired, on the retired list of the Navy with the rank and pay of a rear-admiral—to the Committee on Naval Affairs.

By Mr. BURLEIGH: A bill (H. R. 15396) granting an increase of pension to George H. Stone—to the Committee on Invalid Pensions.

By Mr. CALDWELL: A bill (H. R. 15397) granting an increase of pension to Cinly Diehl—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15398) granting an increase of pension to Andrew W. Miller—to the Committee on Invalid Pensions.

By Mr. CURRIER: A bill (H. R. 15399) granting an increase of pension to Harry C. Fay—to the Committee on Invalid Pensions.

By Mr. FEELY: A bill (H. R. 15400) granting an increase of pension to Enos Turner—to the Committee on Pensions.

Also, a bill (H. R. 15401) for the relief of Emma R. Wallace—to the Committee on Invalid Pensions.

By Mr. HENDERSON: A bill (H. R. 15402) granting a pension to James Mattingly—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15403) granting an increase of pension to Milton C. Norton—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15404) granting an increase of pension to William M. Hattery—to the Committee on Invalid Pensions.

By Mr. HEPBURN: A bill (H. R. 15405) granting an increase of pension to Henry Gaskill—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15406) granting an increase of pension to James F. Campbell—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15407) granting an increase of pension to W. H. Hoxie—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15408) granting an increase of pension to Mathew Kline—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15409) granting an increase of pension to James Claybourn—to the Committee on Invalid Pensions.

By Mr. JENKINS: A bill (H. R. 15410) granting a pension to James M. Baker—to the Committee on Invalid Pensions.

By Mr. JOY: A bill (H. R. 15411) granting a pension to Emma Fitch—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15412) granting an increase of pension to Rinehart A. Bausman—to the Committee on Pensions.

By Mr. KNAPP: A bill (H. R. 15413) to correct the military record of Adolphus Sterling—to the Committee on Military Affairs.

By Mr. LITTAUER: A bill (H. R. 15414) for the relief of Daniel Mosher—to the Committee on Military Affairs.

Also, a bill (H. R. 15415) granting an increase of pension to William Hawley—to the Committee on Invalid Pensions.

By Mr. LOUDENSLAGER: A bill (H. R. 15416) granting an increase of pension to William Thompson—to the Committee on Invalid Pensions.

By Mr. McDERMOTT: A bill (H. R. 15417) granting a pension to Elise Sigel, widow of Maj. Gen. Franz Sigel—to the Committee on Invalid Pensions.

By Mr. NORTON: A bill (H. R. 15418) granting a pension to Lyman Abbott—to the Committee on Invalid Pensions.

By Mr. RIXEY: A bill (H. R. 15419) granting a pension to Maria Elizabeth Horner—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15420) for the relief of the trustees of Warrenton, Va.—to the Committee on War Claims.

By Mr. RUCKER: A bill (H. R. 15421) granting an increase of pension to Elizabeth Palmer—to the Committee on Pensions.

By Mr. SCOTT: A bill (H. R. 15422) granting an increase of pension to John Mosgrove—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15423) granting an increase of pension to Stephen B. Morehouse—to the Committee on Invalid Pensions.

By Mr. HENRY C. SMITH: A bill (H. R. 15424) granting a pension to John Reithmaier—to the Committee on Pensions.

Also, a bill (H. R. 15425) for the relief of Myron C. Bond—to the Committee on War Claims.

Also, a bill (H. R. 15426) granting relief to Guy M. Clafin—to the Committee on War Claims.

Also, a bill (H. R. 15427) for the relief of Edwin A. Wells—to the Committee on War Claims.

Also, a bill (H. R. 15428) granting an increase of pension to William R. Hibbard—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15429) granting an increase of pension to George W. Rogers—to the Committee on Invalid Pensions.

By Mr. SNOOK: A bill (H. R. 15430) granting an increase of pension to Andrew Lybold—to the Committee on Invalid Pensions.

By Mr. SELBY: A bill (H. R. 15431) granting an increase of pension to Elias Simpson—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15432) granting an increase of pension to Col. Jerome B. Nulton—to the Committee on Invalid Pensions.

By Mr. SULLOWAY: A bill (H. R. 15433) granting an increase of pension to William Heywood—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15434) granting an increase of pension to James K. Blye—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15435) granting an increase of pension to Elizabeth Marshall—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15436) granting an increase of pension to William O. White—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15437) granting an increase of pension to Sarah A. Gerry—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15438) granting an increase of pension to Thomas E. Peabody—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15439) granting an increase of pension to Jane P. Chester—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15440) granting an increase of pension to John Fullerton—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15441) granting an increase of pension to Josiah Stackpole—to the Committee on Invalid Pensions.

Also, a bill (H. R. 15442) granting an increase of pension to Andrew B. Andrews—to the Committee on Pensions.

By Mr. WARNER: A bill (H. R. 15443) granting a pension to Eudora Wells—to the Committee on Invalid Pensions.

PETITIONS, ETC.

Under clause 1 of Rule XXII, the following petitions and papers were laid on the Clerk's desk and referred as follows:

By Mr. BROWNLOW: Petition of Wilson Manley, of Grainger County, Tenn., for reference of war claim to the Court of Claims—to the Committee on War Claims.

Also, petition of Absalom Roach, of Grainger County, Tenn., for reference of war claim to the Court of Claims—to the Committee on War Claims.

Also, petition of Emeline McWilliams, of Claiborne County, Tenn., praying reference of war claim to the Court of Claims—to the Committee on War Claims.

By Mr. BULL: Petition of the Art Club of Providence, R. I., to place works of art on the free list—to the Committee on Ways and Means.

By Mr. CURRIER: Petitions of Mead & Co., of Hanover; George F. Underhill and 9 others, of Concord; The Bullard & Shedd Company and 4 others, of Keene, N. H., asking for favorable action upon the bill reducing the tax on liquor—to the Committee on Ways and Means.

By Mr. FEELY: Papers to accompany House bill 15401, granting a pension to Emma R. Wallace—to the Committee on Invalid Pensions.

Also, papers to accompany House bill 15400, granting an increase of pension to Enos Turner—to the Committee on Pensions.

By Mr. HITT: Protest of Barnhart Brothers & Spindler, of Chicago, Ill., against the passage of the eight-hour bill—to the Committee on Labor.

Also, resolutions of the National Machine Tool Builders' Association, of Rockford, Ill., against the adoption of the metric system—to the Committee on Coinage, Weights, and Measures.

By Mr. JOY: Papers to accompany House bill 15412, granting a pension to Rinehart A. Bausman—to the Committee on Pensions.

Also, papers to accompany House bill 15411, granting a pension to Emma Fitch—to the Committee on Invalid Pensions.

By Mr. LITTAUER: Papers to accompany House bill 15414, for the relief of Daniel Mosher—to the Committee on Military Affairs.

By Mr. LOUDENSLAGER: Petition of citizens of the First Congressional district of New Jersey, for the passage of service pension or per diem bill, known as Senate bill 1890—to the Committee on Invalid Pensions.

By Mr. RIXEY: Petition of F. J. Pollard, of Alexandria County, Va., for reference of war claim to the Court of Claims—to the Committee on War Claims.

Also, petition of John J. Wigfield, deceased, late of Fauquier County, Va., for reference of war claim to the Court of Claims—to the Committee on War Claims.

Also, paper to accompany House bill 15420, for the relief of the trustees of Warrenton, Va., for the use and destruction of Warrenton Academy—to the Committee on War Claims.

By Mr. SNOOK: Paper to accompany House bill 15430, granting an increase of pension to Andrew Lybold, of Scott, Ohio—to the Committee on Invalid Pensions.

By Mr. WARNER: Petition of the First Baptist Church of Urbana, Ill., for the passage of a bill to forbid the sale of intoxicating liquors in all Government buildings—to the Committee on Public Buildings and Grounds.